

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA
SAVANNAH DIVISION

REBA M. WILLIAMS, et al.,

Plaintiffs,

v. 4:11-cv-2

BANK OF AMERICA CORPORATION,

Defendant.

This case is **REMANDED** to the
Superior Court of Chatham County.

This 31st day of March 2011.



B. AVANT EDENFIELD, JUDGE
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA

ORDER

Plaintiffs sued Defendant Bank of America (“BofA”) to enjoin foreclosure and recover their expenses. *See* Doc. 1-1. BofA removed this action on January 6, 2011 citing diversity jurisdiction. *See* Doc. 1. BofA asserts that the amount in controversy is satisfied because “Plaintiffs seek a permanent injunction which would void [BofA’s] deed interests in the subject property securing a total principal amount of approximately \$120,452.86.” *See id.* at 3. Plaintiffs moved to remand on February 1, 2011. *See* Doc. 8. Plaintiffs assert that they already paid BofA \$65,425.11—making the new amount in controversy \$55,027.75. *See* Doc. 8 at 2.

BofA does not oppose remand. *See* Doc. 16. BofA represents that subsequent to its removal of the case “Plaintiffs have made clear that they are not pursuing damages or other relief in excess of \$75,000.” *See id.*

Because both parties agree that this case does not meet 28 U.S.C. § 1332(a)’s amount in controversy requirement, Plaintiff’s Motion to Remand, *see* Doc. 8, is **GRANTED**.